

Court of Appeals, State of Michigan

ORDER

People of MI v Charles William Malette

Docket No. 352921

LC No. 19-003922-FH

Michael J. Kelly
Presiding Judge

Patrick M. Meter


Michael F. Gadola
Judges

The Court orders that the motion to hold appeal in abeyance is DENIED. We note that this motion gives no indication of how to determine when the requested abeyance would end. It would not be reasonable to enter an order holding this appeal in abeyance indefinitely with no means to determine when the abeyance should be concluded.

The motion to seal is GRANTED IN PART AND DENIED IN PART. The motion is GRANTED as to sealing the motion to hold this appeal in abeyance because that motion includes specific indications of a confidential personal nature and there is no less restrictive means to adequately and effectively protect the confidentiality of that information. MCR 7.211(C)(9)(e); MCR 8.119(I)(2). But the motion is DENIED as to the request to seal the motion to seal itself because that motion merely refers to seeking to seal "confidential material" without specifying the confidential information and, thus, essentially only indicates the obvious fact that the motion seeks to keep some information confidential. Given that we cannot seal the present order disposing of the motion to seal, MCR 8.119(I)(6), we see no good cause to seal the motion to seal.

The Clerk shall disclose or provide copies of any order or opinion entered in this appeal, MCR 8.119(I)(6), but the sealed motion to hold this appeal in abeyance shall not be disclosed or made available for public viewing. The case docket shall not be blocked on the court's website.

The Clerk is directed to forward a copy of this order to the Clerk of the Supreme Court and to the State Court Administrative Office. MCR 8.119(C)(7).



Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

October 27, 2020

Date



Chief Clerk

